

U.S. DEPARTMENT OF THE INTERIOR
Office of Surface Mining Reclamation and Enforcement
MODIFICATION OF NOTICE OF VIOLATION OR CESSATION ORDER

ACTIONS TAKEN	
<p>Authority: Under the authority of the Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87; 30 U.S.C. 1201) the following action is taken:</p>	

16. VIOLATION 1 OF 1 IS MODIFIED: (Describe Action and Justify)

CORRECTIVE ACTION REQUIRED

(4) cease the further construction or improvement of the access/haul road until permitted in accordance with the approved State program; except those road widening and paving activities required, and approved by the U.S. Forest Service.

Justification: To abate the USFS & OSM concerns for public safety and environmental harm resulting from additional contributions of sediment entering Crandall and Huntington Creeks.

17. VIOLATION _____ OF _____ IS MODIFIED: (Describe Action and Justify)

18. VIOLATION _____ OF _____ IS MODIFIED: *(Describe Action and Justify)*

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19. Print Name of Authorized Representative Gary Fritz	Identification Number 244
20. Signature of Authorized Representative Gary Fritz	Effective Date June 28, 1991

NOTICE OF VIOLATION (CONTINUATION)

NATURE OF PERMIT CONDITION VIOLATED, PRACTICE OR VIOLATION

Failure to first obtain a permit from the Division (DOGM) prior to engaging in and carrying out any coal mining and reclamation operations.

PROVISION(S) OF THE REGULATIONS, ACT OR PERMIT VIOLATED

UCA 40-10-1 et seq.

R614-300-112.400

PL 95-87 Sec 506(a)

30 CFR 773.11(a)

PORTION OF THE OPERATION TO WHICH NOTICE APPLIES

This Notice applies to the Crandall Canyon Mine haul road from the present permit boundary, approximately 1.3 miles, to State Highway No. 31.

CORRECTIVE ACTION REQUIRED (Including Interim Steps, if Any)

- (1) Reclaim within 80 days or submit a complete and adequate plan, in accordance with R614-300 and the State program, to permit and bond the haul road identified above to the Utah Division of Oil, Gas and Mining (DOGM) within 30 days of receipt of this Notice.
- (2) Diligently pursue abatement of this Notice (plan approval) not to exceed 80 days from Notice issuance.
- (3) Implement permitting and bonding plan as per plan approval.
- (4) Cease the further construction or improvement of the access/haul road until permitted in accordance with the approved State program.
- (5) Cease any practice or correct any condition resulting in adverse environmental impacts.

TIME FOR ABATEMENT (Including Time for Interim Steps, if Any)

- (1) Reclaim within 80 days or submit plan to DOGM within 30 days from receipt of this Notice at 4:30 p.m., by the thirtieth day (7/26/91).
- (2) 80 days from receipt of this Notice at 4:30 p.m., by the eightieth day (9/14/91).
- (3) Upon plan approval.

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